REMARKS

Claim 1 has been amended to include a SEQ ID number which was inadvertently omitted from Applicant's Response dated June 10, 2004. No new matter has been added. Hence, as the Examiner graciously acknowledged in the Office Communication mailed May 21, 2004, no substitute CRF or paper copy of the sequence listing need be submitted.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no. 220002054822. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Respectfully submitted,

Dated: October 14, 2004

By:

Registration No. 29,959

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EXAMINER

APPLICATION NO FILING DATE FIRST NAMED INVENTOR ATTORNEY DOCKET NO. CONFIRMATION NO. 09/836,073 04/16/2001 Asim Dasgupta 220002054822 5718

25225 7590 09/17/2004 MORRISON & FOERSTER LLP 3811 VALLEY CENTRE DRIVE ART UNIT **SUITE 500** SAN DIEGO, CA 92130-2332

MCOARRY, SEAN PAPER NUMBER

1635

DATE MAILED: 09/17/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 10/03)

Art Unit: 1635



The reply filed 6/14/04 is not fully responsive to the Office communication mailed 5/21/04 for the reason(s) set forth below or on the attached Notice To Comply With The Sequence Rules or CRF Diskette Problem Report. The claims still contain sequence(s) that do not have the required sequence identifiers.

Since the above-mentioned reply appears to be *bona fide*, applicant is given a TIME PERIOD of **ONE** (1) **MONTH** or **THIRTY** (30) **DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sean R McGarry whose telephone number is (571) 272-0761. The examiner can normally be reached on M-Th (6:00-4:30).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John LeGuyader can be reached on (571) 272-0760. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Sean R McGarry Primary Examiner Art Unit 1635

SRM